

STATE OF UTAH
OFFICE OF THE ATTORNEY GENERAL



JAN GRAHAM
ATTORNEY GENERAL

CAROL CLAWSON
Solicitor General

REED RICHARDS
Chief Deputy Attorney General

PALMER DEPAULIS
Chief of Staff

April 9, 1996

Marcus Taylor
Attorney at Law
175 North Main Street
P O Box 728
Richfield, UT 84701

Re: Gunnison-Fayette v. Morgan, et al.


Dear Mr. Taylor:

In response to your letter dated April 4, 1996, the State Engineer does not object to, and is in full support of, a full and complete dismissal of all claims as to all parties. If all parties do not agree to dismiss all matters, the State Engineer would fully support dismissing Gunnison-Fayette from the litigation, preferably with prejudice.

I spoke with Mike Quealy, counsel for the Utah Board of Water Resources, and with Larry Anderson, Director of the Division of Water Resources. They concur with the above position of the State Engineer and would welcome the dismissal.

Please let me know if there is anything I can do to facilitate the dismissal of Gunnison-Fayette.

Sincerely,



JOHN H. MABEY, JR.
Assistant Attorney General

JHM:js

cc: Robert L. Morgan, State Engineer
Larry Anderson, Director of Water Resources
Michael M. Quealy, Assistant Attorney General
Thorpe Waddingham
Steve Clyde